

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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John S. Nagy, Reg. No. 30,664

*John Nagy*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of )

Examiner: S. Jackson

Inventors: Lau et al. )

Group Art Unit: 3738

U.S. Serial No. 09/716,847 )

Docket No. ACS 56040 (3801.07.2)

Filed: November 16, 2000 )

For: EXPANDABLE STENTS AND  
METHOD FOR MAKING SAME )

February 20, 2002

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The documents listed on the enclosed Form FB-A820 have come to the attention of the Applicants and are submitted to the Office under 37 C.F.R. § 1.97(c). This application is a division of U.S. Serial No. 09/561,098 filed April 28, 2000, which is a division of U.S. Serial No. 09/135,222 filed August 17, 1998 which is a division of U.S. Serial No. 09/055,582 filed April 6, 1998, which is a division of U.S. Serial No. 08/783,097 filed January 14, 1997, now U.S. Patent No. 5,735,893, which is a division of 08/556,516 filed November 13, 1995, now U.S. Patent No. 5,603,721, which is a division of U.S. Serial No. 08/281,790, filed July 28, 1994, now U.S. Patent No. 5,514,154, which is a continuation in part of U.S. Serial No. 08/164,986 filed December 9, 1993,

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now abandoned, which is a continuation of Serial No. 07/783,558, filed October 28, 1991, now abandoned. A copy of the documents listed on the Information Disclosure Citation Form PTO-FB-A820 can be found in U.S. Serial No. 09/561,098; U.S. Serial No. 09/135,222; and U.S. Serial No. 09/055,582. Applicants will submit any or all of the references listed on Form PTO-FB-A820 for the Examiner's convenience if so requested.

A copy of the documents listed on Form PTO/SB/08A are enclosed.

On June 29, 2001, Applicants submitted an Information Disclosure Statement in the present application, however, Applicants inadvertently identified the serial number of the present application for the serial application from the parent application. More specifically, on the face of the Information Disclosure Statement filed June 29, 2001, Applicants identified the serial number as 09/561,098, which is the serial number of the parent application to the present application. The submission of the Information Disclosure Statement was inadvertent and a typographical error, in that the prior art that was being submitted was the same art previously submitted in the '098 parent application. In the event the Examiner did not receive the Information Disclosure Statement filed June 29, 2001, the same prior art is being submitted with this Information Disclosure Statement. Additionally, two prior art articles that were recently discovered by the undersigned are being submitted on Form PTO/SB/08A, and are enclosed. These two prior art articles were not submitted with the June 29, 2001 Information Disclosure Statement since they were unknown to the undersigned at that time.

Further, Applicants filed a Supplemental Preliminary Amendment on January 24, 2002, which was received by the Patent Office on February 7, 2002. In the Supplemental Preliminary Amendment, the undersigned indicated that a prior art article was brought to the


attention of the Examiner in the Information Disclosure filed June 29, 2001. At the time the undersigned filed the Supplemental Preliminary Amendment, he was unaware that the Information Disclosure Statement filed on June 29, 2001 contained the typographical error as to the serial number and that that document may not have reached the Examiner in the present application.

Applicant believes this Information Disclosure Statement has been filed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and therefore no fee is due. However, if a fee is in fact due, please charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

  
\_\_\_\_\_  
John S. Nagy  
Registration No. 30,664

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Enclosures

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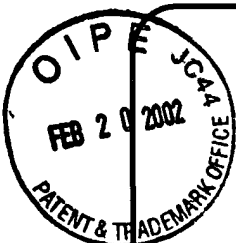
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>Application Number</b> 09/716,847	<b>Filing Date</b> 11/16/2000	<b>First Named Inventor</b> Lilip Lau	<b>Group Art Unit</b> 3738	<b>Examiner Name</b> S. Jackson	<b>Attorney Docket Number</b> ACS 56040
<b>Total Number of Pages in This Submission</b>					

## ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form  
☐ Fee Attached  
☐ Amendment / Reply  
☐ After Final  
☐ Affidavits/declaration(s)  
☐ Extension of Time Request  
☐ Express Abandonment Request  
☒ Information Disclosure Statement  
☐ Certified Copy of Priority Document(s)  
☐ Response to Missing Parts/Incomplete Application  
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)  
☐ Drawing(s)  
☐ Licensing-related Papers  
☐ Petition  
☐ Petition to Convert to a Provisional Application  
☐ Power of Attorney, Revocation Change of Correspondence Address  
☐ Terminal Disclaimer  
☐ Request for Refund  
☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group  
☐ Appeal Communication to Board of Appeals and Interferences  
☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☒ Other Enclosure(s) (please identify below):

Postcard  
2 References

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	FULWIDER PATTON LEE & UTECHT, LLP
Signature	<i>John Nagy</i>
Date	02/20/2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 02/20/02

Typed or printed name	John S. Nagy, Esq.		
Signature	<i>John Nagy</i>	Date	02/20/2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.